

**FILED**

OCT 06 2017

Clerk, U.S. District Court  
District Of Montana  
Billings

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

THERESA SAND-SMITH,

Plaintiff,

vs.

LIBERTY LIFE ASSURANCE  
COMPANY OF BOSTON,

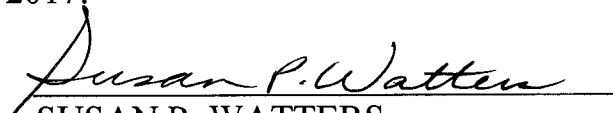
Defendant.

CV 17-0004-BLG-SPW

ORDER

The Court granted Plaintiff Sand-Smith summary judgment on September 20, 2017. (Doc. 47). Sand-Smith filed a timely motion for attorney fees on September 29, 2017. (Doc. 48). Pursuant to Federal Rule of Civil Procedure 58(e), the Court orders Sand-Smith's motion for attorney fees has the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Federal Rule of Civil Procedure 59.

DATED this 6<sup>th</sup> day of October, 2017.

  
SUSAN P. WATTERS  
United States District Judge